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Attorneys for Complainant

**BEFORE THE
RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Statement of Issues Against:

Case No. S-382

KERI LYNN ZELLMER
1323 E. 21st Street
Hays, KS 67601

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

Respiratory care practitioner license no. 27304

Respondent.

IT IS HEREBY STIPULATED AND AGREED by and between the parties in this proceeding that the following matters are true:

PARTIES

1. Stephanie Nunez (Complainant) is the Executive Officer of the Respiratory Care Board of California. She brought this action solely in her official capacity and is represented in this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Catherine E. Santillan, Senior Legal Analyst.

2. Keri Lynn Zellmer (Respondent) is representing herself in this proceeding and has chosen not to exercise her right to be represented by counsel.

3. On or about April 17, 2008, the Respiratory Care Board issued respiratory care practitioner license number 27304 to respondent. Said license is current with an expiration date of April 30, 2009. By Order dated April 17, 2008, respondent's license was revoked;

1 however, revocation was stayed and respondent was placed on probation for three years subject
2 to terms and conditions.

3 4. Respondent is in compliance with the terms of probation, and her
4 probation is in tolling status. She currently resides outside of the State of California and has
5 expressed a desire to surrender her license pursuant to paragraph 13 of the Decision and Order in
6 case no. S-382 effective April 17, 2008. Respondent hereby surrenders her license.

7 5. Respondent understands that by signing this stipulation, she enables the
8 Board to issue its order accepting the surrender of her respiratory care practitioner license
9 without further process.

10 CONTINGENCY

11 6. This stipulation shall be subject to approval by the Respiratory Care
12 Board. Respondent understands and agrees that counsel for Complainant and the staff of the
13 Respiratory Care Board of California may communicate directly with the Board regarding this
14 stipulation and surrender, without notice to or participation by Respondent. By signing the
15 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek
16 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails
17 to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary
18 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
19 action between the parties, and the Board shall not be disqualified from further action by having
20 considered this matter.

21 7. The parties understand and agree that facsimile copies of this Stipulated
22 Surrender of License and Order, including facsimile signatures thereto, shall have the same force
23 and effect as the originals.

24 8. In consideration of the foregoing admissions and stipulations, the parties
25 agree that the Board may, without further notice or formal proceeding, issue and enter the
26 following Order:

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9. The surrender of Respondent's respiratory care practitioner license and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

11. Respondent shall cause to be delivered to the Board both her license and wallet certificate on or before the effective date of the Decision and Order.

ACCEPTANCE

DATED: July 20, 2008.

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1 The foregoing Stipulated Surrender of License and Order is hereby respectfully
2 submitted for consideration by the Respiratory Care Board of the Department of Consumer
3 Affairs.

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5 DATED: July 29, 2008

6 EDMUND G. BROWN JR., Attorney General
7 of the State of California

8 JOSE R. GUERRERO
9 Supervising Deputy Attorney General

10 Original signed by: _____
11 CATHERINE E. SANTILLAN
12 Senior Legal Analyst

13 Attorneys for Complainant

14 DOJ Matter ID: SF2008401800
15 zellmer_k_stipsurr.wpd

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KERI LYNN ZELLMER
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Hays, KS 67601

Respiratory care practitioner license

Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Respiratory Care Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on August 29, 2008.

It is so ORDERED August 19, 2008.

Original signed by: _____

LARRY L. RENNER, BS, RRT, RCP, RPFT
PRESIDENT, RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA